

1 DAVID J. COOK, ESQ. (State Bar # 060859)
2 ROBERT J. PERKISS, ESQ (State Bar # 62386)
3 COOK COLLECTION ATTORNEYS
4 A PROFESSIONAL LAW CORPORATION
5 165 Fell Street
6 San Francisco, CA 94102
7 Mailing Address: P.O. Box 270
8 San Francisco, CA 94104-0270
9 Tel.: (415) 989-4730
10 Fax: (415) 989-0491
11 File No. 52,634

12 Attorneys for Plaintiffs
13 NEW CONTENDERS INC.: DILLON PRODUCTIONS INC.

14 UNITED STATES DISTRICT COURT
15
16 NORTHERN DISTRICT OF CALIFORNIA
17
18 SAN JOSE DIVISION

12	NEW CONTENDERS INC.;)	CASE NO. C08-00017-RS
13	DILLON PRODUCTIONS INC.,)	
14	Plaintiff,)	
15	vs.)	DECLARATION OF DAVID J. COOK, ESQ.
16)	IN SUPPORT OF APPLICATION FOR
17	MIGUEL SANDOBAL doing business as))	CONTINUANCE OF INITIAL CASE
18	Fiesta Night Club; ROSALIA)	MANAGEMENT CONFERENCE
19	HERRARA FRIEJE doing business as El))	
20	Tropical Latino Restaurant,)	
21)	
22	Defendants.)	
23)	

24 I, DAVID J. COOK, hereby declare and state as follows:

25 1. I am one of the attorneys of record for Plaintiffs in the above-entitled action. am duly
26 authorized to practice before all courts in the State of California, and am familiar with the facts
27 and circumstances in this action.

28 2. Declarant has filed an action by which to renew the judgment in the above-entitled
matter as permitted under C.C.P. § 337.5(3).

3. The initial case management conference is scheduled for hearing on 4/23/08 at 2:30
p.m. in Courtroom 4 of the herein court. Defendant was just recently subserved with the
Summons and Complaint by service on 3/23/08 and mailing on 3/25/08. A response has not been

1 filed and Plaintiff intends to proceed to default and judgment.

2 4. Declarant therefore requests an additional 90 days to allow Plaintiff to proceed to
3 judgment.

4 I declare under penalty of perjury that the foregoing is true and correct.

5 Executed on April 16, 2008.

6

7 /s/ David J. Cook
8 DAVID J. COOK, ESQ. (SB# 060859)

8

9

10 F:\USERS\DJCNEW\urciaga.appl

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28